

UNITED STATES DISTRICT COURT  
for  
WESTERN DISTRICT OF TENNESSEE

FILED BY lg D.C.

U.S.A. vs. Melissa Hall

Docket No. 05 AUG 10 AM 10:17  
2:02CR20433-04

**Petition on Probation and Supervised Release**

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WD OF TN, MEMPHIS

COMES NOW Edward E. Shaw PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of Melissa Hall, who was placed on supervision by the Honorable Bernice B. Donald, sitting in the court at Memphis, TN on the 25th day of September 2003 who fixed the period of supervision at two (2) years and imposed the general terms and conditions theretofore adopted by the Court and also imposed Special Conditions and terms as follows:

1. The defendant shall participate in the Home Detention program for four (4) months. (Completed.)
2. The defendant shall provide the Probation Officer any requested financial information.
3. The defendant shall seek and maintain full-time lawful employment.
4. The defendant shall make third-party risk notification.
5. The defendant shall pay \$952.40 in restitution in \$25.00 monthly installments (balance: \$858.40).
6. The defendant shall participate in drug testing and treatment (added on January 23, 2004).

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:**

**The defendant shall refrain from any unlawful use of a controlled substance and the defendant shall not possess a controlled substance.**

Ms. Hall has violated this condition by possessing and using a controlled substance. Marijuana was detected from drug tests of samples collected on February 23, 2004; May 12, 2005; and June 27, 2005.

**The defendant shall pay \$952.40 in restitution in \$25.00 monthly installments.**

Ms. Hall has not paid as ordered.

**PRAYING THAT THE COURT WILL ORDER** that a Summons be issued for Ms. Hall to appear before Your Honor to answer charges of violation of Probation.

I declare under penalty of perjury that the

Considered and ordered this 9<sup>th</sup> day of August 2005 and ordered filed and made a part of the records in the the above case.

Honorable Bernice B. Donald  
United States District Judge

foregoing is true and correct.

Executed  
on: August 3, 2005  
Edward E. Shaw  
United States Probation Officer

Place: Memphis, TN

## VIOLATION WORKSHEET

1. Defendant Melissa Hall (Address: 5502 Oakbark NO. 1 Memphis, TN 38116)
2. Docket Number (Year-Sequence-Defendant No.) 2:02CR20433-04
3. District/Office Western District of Tennessee (Memphis)
4. Original Sentence Date 09 25 2003  
month day year

(If different than above):

5. Original District/Office \_\_\_\_\_
6. Original Docket Number (Year-Sequence-Defendant No.) \_\_\_\_\_
7. List each violation and determine the applicable grade (see §7B1.1):

<u>Violation{s}</u>	<u>Grade</u>
Possession/Use of a controlled substance (Cocaine)	C
Failure to pay restitution as ordered	C
_____	_____
_____	_____
_____	_____
8. Most Serious Grade of Violation (see §7B1.1(b))	C
9. Criminal History Category (see §7B1.4(a)) <sup>74</sup>	II

10. Range of imprisonment (see §7B1.4(a))

4 - 10 months*
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\*Being originally convicted of a Class B felony, the statutory maximum term of imprisonment is 36 months; 18 U.S.C. §3583(e)(3).

11. Sentencing Options for Grade B and C violations Only (Check the appropriate box):

- ☒ (a) If the minimum term of imprisonment determined under §7B1.4(Term of Imprisonment) is at least one month but not more than six months, §7B1.3(c) (1) provides sentencing options to imprisonment.
- ☐ (b) If the minimum term of imprisonment determined under §7B1.4(Term of Imprisonment) is more than six months but not more than ten months, §7B1.3(c) (2) provides sentencing options to imprisonment.
- ☐ (c) If the minimum term of imprisonment determined under §7B1.4(Term of Imprisonment) is more than ten months, no sentencing options to imprisonment are available.

Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.  
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit

Defendant: Melissa Hall

**12. Unsatisfied Conditions of Original Sentence**

List any restitution, fine, community confinement, home detention, or intermittent confinement previously imposed in connection with the sentence for which revocation is ordered that remains unpaid or unserved at the time of revocation {see §7B1.3(d)}:

Restitution (\$) \$858.40 Community Confinement N/A  
Fine (\$) N/A Home Detention N/A  
Other N/A Intermittent Confinement N/A

**13. Supervised Release**

If probation is to be revoked, determine the length, if any, of the term of supervised release according to the provisions of §§5D1.1-1.3 {see §§7B1.3(g)(1)}.

Term: N/A to N/A years

If supervised release is revoked and the term of imprisonment imposed is less than the maximum term of imprisonment impossible upon revocation, the defendant may, to the extent permitted by law, be ordered to recommence supervised release upon release from imprisonment {see 18 U.S.C. §3583(e) and §7B1.3(g)(2)}.

Period of supervised release to be served following release from imprisonment: If imposed, 2-3 years.

**14. Departure**

List aggravating and mitigating factors that may warrant a sentence outside the applicable range of imprisonment:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**15. Official Detention Adjustment {see §7B1.3(e)}:** months \_\_\_\_\_ days \_\_\_\_\_

**Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.  
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit**



## Notice of Distribution

This notice confirms a copy of the document docketed as number 212 in case 2:02-CR-20433 was distributed by fax, mail, or direct printing on August 12, 2005 to the parties listed.

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Tracy Lynn Berry  
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Ste. 800  
Memphis, TN 38103

Honorable Bernice Donald  
US DISTRICT COURT